

LIBER 28 11502

STATEMENT BY MR. GASTLEY:

All of the people who could testify in this case, who could tell the Court the true picture, are either deceased or unavailable for testimony. We have presented some evidence to your Court, certainly of heresay nature, and although this case is uncontested, I would like the Court to consider it as if it were evidence. I would also like the Court to consider along with the exhibits filed in this case and the aforesaid testimony, Equity case number 19,981, being a case by Alva F. Rice and Mattie M. Rice, his wife, versus the unknown heirs, devisees, personal representatives, descendants or successors in interest of Jacob P. Hummer, deceased. Mr. Alva Rice, in Equity 19,981, is a predecessor in title of the Complainants in this case. Mr. Rice, at one time owning the total sixteen acres of which the Complainants lots were a part. The aforesaid Equity case has pertinent testimony from Foster H. Blickenstaff, a predecessor in title, who, to the best of our knowledge, if deceased, and Mr. Alva Rice concerning the transaction concerning the property which was at one time owned by Jacob P. Hummer. We would request the Court to pass the Order prayed for in our Bill, clearing the defects from the title to this property and declaring that the Complainants have a good and marketable fee simple title to the property mentioned in the Bill of Complaint.